

1  
2  
3  
4  
5

6 IN THE UNITED STATES DISTRICT COURT

7  
8

FOR THE NORTHERN DISTRICT OF CALIFORNIA

9

PAULINE HORVATH,

10

Plaintiff,

No. C 07-04952 JSW

11

v.

**ORDER DISCHARGING ORDER  
TO SHOW CAUSE, SETTING  
BRIEFING SCHEDULE AND  
SETTING HEARING DATE**

12

DR. DONALD C. WINTER,

13

Defendant.

14

15 The Court has received and considered Plaintiff Pauline Horvath's reply to this Court's  
16 Order to Show Cause issued on January 29, 2008. The Court shall discharge the Order to Show  
17 Cause without further action, but admonishes Plaintiff that if, in the future, circumstances arise  
18 that impact her ability to comply with Court imposed deadlines, she should submit a request to  
19 modify those deadlines and set forth good cause for doing so.

20

It is FURTHER ORDERED that Plaintiff's opposition to Defendant's motion to dismiss  
21 is accepted for filing. Defendant's reply brief shall be due on March 7, 2008, and the Court  
22 requests that the Defendant set forth his position on whether, in the event the Court denies his  
23 motion (and the Court is expressing no opinion at this time on the merits of the motion), he  
24 would be amenable to a recommendation that, based on "the convenience of the parties and  
25 witnesses" upon serving the interests of justice," this case be reassigned to the Oakland  
26 division. *See* N.D. Civ. L.R. 3-2(f).

27 //

28 //

1 It is FURTHER ORDERED that the parties shall appear for a hearing on this matter on  
2 **Friday, March 28, 2008 at 2:00 p.m.**

3 **IT IS SO ORDERED.**

4  
5 Dated: February 15, 2008

*Jeffrey S. White*  
6 JEFFREY S. WHITE  
7 UNITED STATES DISTRICT JUDGE  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 UNITED STATES DISTRICT COURT  
2 FOR THE  
3 NORTHERN DISTRICT OF CALIFORNIA

4  
5 PAULINE HORVATH,

Case Number: CV07-04952 JSW

6 Plaintiff,

7 **CERTIFICATE OF SERVICE**

8 v.

9 DR. DONALD C. WINTER et al,

10 Defendant.  
11 \_\_\_\_\_ /

12 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S.  
13 District Court, Northern District of California.

14 That on February 15, 2008, I SERVED a true and correct copy(ies) of the attached, by  
15 placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter  
16 listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an  
17 inter-office delivery receptacle located in the Clerk's office.

18 Pauline Horvath  
19 3544 Custer Street  
20 # 3  
21 Oakland, CA 94601

22 Dated: February 15, 2008

23   
24 Richard W. Wieking, Clerk  
25 By: Jennifer Ottolini, Deputy Clerk

26  
27  
28